

# **CITY UTILITIES COMMITTEE**

## **MINUTES**

**OCTOBER 12, 2010**

The regularly scheduled meeting of the City Utilities Committee held on **Tuesday, October 12, 2010 at 10:05 a.m., in Committee Room #2.** The following members were present:

**The Honorable Natalyn M. Archibong, Chair**  
**The Honorable Kwanza Hall, Vice-Chair**  
**The Honorable C. T. Martin**  
**The Honorable Yolanda Adrean**  
**The Honorable Howard Shook**  
**The Honorable Aaron Watson**  
**The Honorable Carla Smith**

Others present at the meeting were: Former Councilmember Carolyn Long Banks, Councilmembers Ivory L. Young, Jr. and Michael J. Bond; M. Theresa Stewart, Lem Ward and Stefanie Grant, Law Department; Interim Commissioner Dexter White, Deputy Commissioner Jim Beard; Department of Watershed Management; Commissioner Richard Mendoza, Madelyn Grant and Nursef Kedir, Department of Public Works; members of the public, press and Council Staff.

Chair Archibong called the meeting to order at 10:05 a.m. after declaring a quorum present. She then proceeded with the following order of business.

**A. ADOPTION OF AGENDA - ADOPTED**

**B. APPROVAL OF MINUTES - APPROVED**

**C. PUBLIC HEARINGS - ORDINANCES FOR SECOND READING**

- 10-O-1420 ( 1)    An Ordinance by Councilmember Ivory L. Young, Jr. **as substituted by City Utilities Committee** to rename Kennedy Street, NW from Gray Street to Oliver Street to Cameron M. Alexander Boulevard, NW and to waive Section 138-8(b)(5)(c) of the Code of Ordinances of the City of Atlanta; and for other purposes. **(Public Hearing held 10/12/10)**  
**(Councilmember Martin made a motion to approve on substitute.)**

**FAVORABLE ON SUBSTITUTE**

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**PUBLIC HEARINGS (CONT'D)**

- 10-O-1693 ( 2)     An Ordinance by Councilmembers Michael J. Bond, Ivory L. Young, Jr., Aaron Watson, C. T. Martin, H. Lamar Willis, Kwanza Hall, Alex Wan, Keisha Lance Bottoms, Cleta Winslow, Joyce Sheperd and Carla Smith **as substituted by City Utilities Committee** to rename the portion of Fair Street, SW from Northside Drive, SW to Joseph Lowery Boulevard, SW to Atlanta Student Movement Boulevard, SW; to waive Section 138-8(b)(5)(c) and 138-8(h) of the Code of Ordinances; and for other purposes. **(Public Hearing held 10/12/10)**  
**(Councilmember Martin made a motion to approve on substitute on condition.)**

**FAVORABLE ON SUBSTITUTE ON CONDITION**

**D.     COMMUNICATION**

- 10-C-1762 ( 1)     A Communication by Interim Chief Financial Officer Roosevelt Council submitting the Department of Watershed Management Administrative Write-Offs totaling \$8,068,067.39 in compliance with Ordinance 90-O-1324.  
**(Councilmember Archibong made a motion to hold at the Department of Watershed request.)**

**HELD**

**E.     RESOLUTIONS**

- 10-R-1764 ( 1)     A Resolution by City Utilities Committee authorizing the Department of Watershed Management to approve a Task Order to BGR, JV, for FC-4906C, Annual Contract for Architectural and Engineering Services, R. M. Clayton WRC Commission Support Services, on behalf of the Department of Watershed Management, in an amount not to exceed \$224,944.00; all contracted work to be charged to and paid from Fund, Department, Organization and Account Number listed; and for other purposes.  
**(Councilmember Martin made a motion to approve.)**

**FAVORABLE**

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**RESOLUTIONS (CONT'D)**

- 10-R-1765 ( 2)     An **Amended** Resolution by City Utilities Committee authorizing the City Of Atlanta as a co-owner of certain property operated as the North Fulton Water Treatment Plant and A Joint Venture Member in the Atlanta-Fulton County Water Resources Commission to enter into FC-5076, Bulk Hypochlorite System and Filter/Plate Settler Improvements to North Fulton Plant, with Archer Western Contractors, LTD., in an amount not to exceed (\$7,771,965.00); that the city's share of the contract is in an amount not to exceed (\$3,885,982.50); all work shall be charged to and paid from Fund, Department, Organization and Account Number listed; and for other purposes.  
**(Councilmember Martin made a motion to approve as amended.)**

**FAVORABLE AS AMENDED**

- 10-R-1766 ( 3)     A Resolution by City Utilities Committee authorizing the Mayor or his designee on behalf of the City of Atlanta, to enter into an Encroachment Agreement for non-conforming uses with One Ninety One Peachtree Associates, LLC., owner of real property located at 191 Peachtree Street, NE, Atlanta, Georgia, for the purpose of permitting the installation of two lighted bollards that are approximately two (2) feet wide and two (2) feet deep and a planting strip approximately three (3) feet in depth and sixty-five (65) feet in length that will partially extend into the public right-of-way along the west side of Peachtree Center Avenue, NE between Andrew Young International Boulevard, NE and Ellis Street, NE; and for other purposes.  
**(Councilmember Hall made a motion to approve.)**

**FAVORABLE**

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**F. PAPERS HELD IN COMMITTEE**

- 10-O-0939 ( 1) A **Substitute** Ordinance by City Utilities Committee to amend Chapter 154, Article V. Division IV. Section 297 of the Atlanta City Code of Ordinances Entitled "City of Atlanta Grease Management Ordinance" (§154-297 et seq.) to adjust Wastewater Discharge Permit Fees; and for other purposes. **(Substituted and held 8/31/10) (Public Hearing held 9/21/10)**

**HELD**

- 10-O-0940 ( 2) A **Substitute** Ordinance by City Utilities Committee to amend Article V of Chapter 154 of the Atlanta City Code Entitled "Sewage Disposal" (§154-196 et seq.); to create a fee for the issuance of an Industrial Wastewater Discharge Permit; to create a fee for Annual Inspections; and for other purposes. **(Held 6/15/10) (Substituted and held 9/14/10) (Public Hearing held 9/21/10)**

**HELD**

- 10-O-1058 ( 3) An **Amended** Ordinance by City Utilities Committee to amend Chapter 154 (Utilities), Article III (Water), Division I (Generally) of the City of Atlanta, Code of Ordinances. for the Department of Watershed Management Bureau of Drinking Water to adjust Meter Hydrant Service and Installation Fees; and for other purposes. **(Amended and held 7/13/10) (Public Hearing held 9/21/10)**

**HELD**

- 10-O-1059 ( 4) A **Substitute** Ordinance to amend Section 173 (Charges for Sewers laid by Developer for Use of Development), Division 2 (Assessments), Chapter 154 (Utilities), Article IV (Sewer Construction and Assessments), of the City of Atlanta Code of Ordinances to increase certain fees and impose new fees for Pipe and Structural Inspection, Erosion Control and Construction Inspection, Site Plan Review, and other services; to create a new Section 318 (Application Fees), Article VII (Riparian Buffer Requirements) Chapter 74 (Environment), to impose a new fee for plan review related to Riparian Buffer authorized Encroachment Applications; to

**PAPERS HELD IN COMMITTEE (CONT'D)**

create a new Section 521 (Fees), Article X (Post Development Stormwater Management) Chapter 74 (Environment) to impose a new fee for Plan Review related to Post Development Stormwater Management; to create a new Section 208 (Fees), Article VI (Flood Area Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Flood Plain Management; to create a new Section 406 (Fees), Article VIII (Wetland Protection Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Wetlands Protection; and for other purposes. **(Held 6/29/10 for a Public Hearing) (Substituted and held 9/14/10) (Public Hearing held 9/21/10)**

**HELD**

- 10-R-1654 ( 5) An **Amended** Resolution by City Utilities Committee authorizing the Mayor or his designee to execute a Right-of-Way Certification with the Georgia Department of Transportation for participation and funding assistance to resurface certain city streets in connection with the Local Maintenance and Improvement Grant Agreement; and for other purposes.  
**(Councilmember Hall made a motion to approve as amended.)**

**FAVORABLE AS AMENDED**

- 10-O-1688 ( 6) An Ordinance by Councilmembers Ivory L. Young, Jr. and Michael J. Bond, authorizing the Mayor or his designee to abandon the portion of James P. Brawley Drive, SW located between Beckwith and Martin Luther King, Jr. Drive, SW on the east and located between Mitchell Street, SW and Beckwith Street, SW on the west and being more specifically described in Exhibit "A" and more completely described in Exhibit "B" lying and being in Land Lot 109 of the 14<sup>th</sup> District, Fulton County, Georgia; to abandon the portion of Mitchell Street, SW between James P. Brawley Drive, SW and Paschal Boulevard, SW as marked on Exhibit "A" and more completely described in Exhibit "C"; to abandon

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**PAPERS HELD IN COMMITTEE (CONT'D)**

Student Nonviolent Coordinating Committee ("SNCC") Way, SW between 399.76' south of Mitchell Street, SW and Beckwith Street, SW on the west side and between Mitchell Street, SW and Beckwith Street, SW on the west side as marked on Exhibit "A" and more completely described in Exhibit "D"; and for other purposes. **(To be advertised for a Public Hearing) (Held 9/14/10 for further discussions and a Public Hearing)**

**HELD**

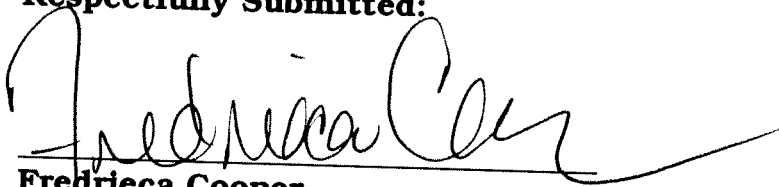
- 10-O-1692 ( 7) An Ordinance by Councilmember Howard Shook **as substituted by City Utilities Committee** allocating funding for a project to be included in the Capital Improvement Program ("CIP")/Short Term Work Program (STWP) for the purpose of constructing and reconstructing system improvements along Peachtree Street; approving the amendment to the Annual Sidewalk Contract which will authorize the expenditures necessary for the construction; and for other purposes.  
**(Councilmember Martin made a motion to approve on substitute.)**

**FAVORABLE ON SUBSTITUTE**

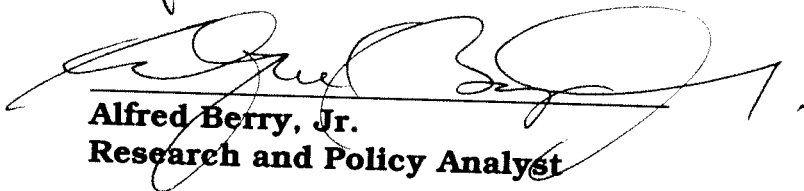
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**There being no further business to come before the Committee, the meeting was adjourned at 11:25 a.m.**

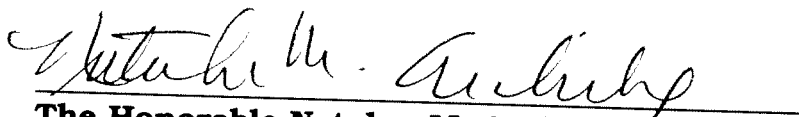
**Respectfully Submitted:**



**Fredriecca Cooper  
Legislative Assistant**



**Alfred Berry, Jr.  
Research and Policy Analyst**



**The Honorable Natalyn M. Archibong, Chair  
City Utilities Committee**